



110 AF  
Dkt. No. 75723-ZB/JPW/GJG/CS

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: David Baltimore, et al.

Serial No.: 10/037,415

Examiner: C. Hibbert

Filed : January 4, 2002

Group Art Unit: 1636

Title : Nuclear Factors Associated With Transcriptional Regulation

30 Rockefeller Plaza  
20th Floor  
New York, New York 10112  
August 19, 2010

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

**NOTICE OF APPEAL FROM THE EXAMINER'S DECISION  
TO THE BOARD OF PATENT APPEALS AND INTERFERENCES**

Applicants hereby appeal to the Board from the decision of the Examiner mailed February 19, 2010 finally rejecting pending claim 89 in connection with the above-identified application.

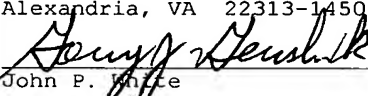
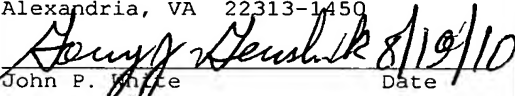
A response to the February 19, 2010 Final Office Action was originally due May 19, 2010. Applicants are concurrently filing a Petition for a three-month extension of time in which to respond to the February 19, 2010 Final Office Action. With a three-month extension of time, a response to the February 19, 2010 Final Office Action is now due August 19, 2010. Accordingly, the subject application is pending on August 19, 2010 and this Notice of Appeal is being timely filed.

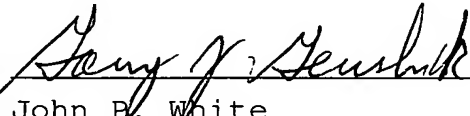
The required fee for filing a Notice of Appeal under 37 C.F.R. §41.20(b)(1) is FIVE HUNDRED FORTY DOLLARS (\$540.00), and a check in this amount is enclosed.

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No fee, other than the enclosed \$540.00 fee for filing a Notice of Appeal, is deemed necessary. However, if any additional fee is required, authorization is hereby given to charge the amount of such fee to Deposit Account No. 03-3125.

Respectfully submitted,

I hereby certify that this correspondence is being deposited this date with the U.S. Postal Service with sufficient postage as first class mail in an envelope addressed to:	
Mail Stop AF Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450	
 John P. White Reg. No. 28,678 Gary J. Gershik Reg. No. 39,992	 Date 8/19/10

  
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